

From: Gary Giarratano
To: [McNaughton, Sherry L CIV DLA DISTRIBUTION \(US\)](#)
Cc: [Susan Sutton](#)
Subject: [Non-DoD Source] RE: Freedom of Information Act Request`
Date: Monday, October 30, 2017 2:14:21 PM

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Hi Sherry,

Let's forgo all performance issues and focus on solely the contract documents and all modifications issued to date, including pricing for SP3300-13-C-0008, Hazardous Materials Management Services. All of those should be clearly releasable, yes?

How's that?

Thanks,

Gary

Gary J. Giarratano
President/CEO
Phoenix Management, Inc. (PMI)
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From: Gary Giarratano
Sent: Thursday, October 26, 2017 9:56 AM
To: McNaughton, Sherry L CIV DLA DISTRIBUTION (US) <Sherry.McNaughton@dla.mil>
Subject: RE: Freedom of Information Act Request`

Yes ma'am. Understood. Sorry about the delay. We are working on it...

Gary J. Giarratano
President/CEO
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From: McNaughton, Sherry L CIV DLA DISTRIBUTION (US) [[Caution-mailto:Sherry.McNaughton@dla.mil](mailto:Sherry.McNaughton@dla.mil) < Caution-mailto:Sherry.McNaughton@dla.mil >]

Sent: Thursday, October 26, 2017 9:55 AM

To: Gary Giarratano <gary@pmiaus.com> < Caution-mailto:gary@pmiaus.com > >

Subject: FW: Freedom of Information Act Request`

Mr. Giarratano,

Just a reminder that I can't start processing your request without the clarification requested below.

R,

Sherry McNaughton

FOIA Officer

DLA Distribution

(717) 770-5010

sherry.mcnaughton@dla.mil < Caution-mailto:sherry.mcnaughton@dla.mil >

From: McNaughton, Sherry L CIV DLA DISTRIBUTION (US)

Sent: Monday, October 23, 2017 3:47 PM

To: 'gary.giarratano@pmiaus.com' <gary.giarratano@pmiaus.com> < Caution-mailto:gary.giarratano@pmiaus.com > >

Subject: Freedom of Information Act Request`

Mr. Giarratano,

Before I can process your request, I need to obtain clarification.

1) Do you wish "clearly releasable" documents?

2) While this is not an official estimate, the way the second part of your request is worded will lead to charges that far exceed \$150.00. FOIA search and review fees are charged at a rate of \$44.00 an hour for commercial entities. You request "all communications between the government and the contractor related to any and all contract performance issues." The only way to fulfill such a request is to request all of the emails from 10-20 government contracting employees between 2012 and now and then search through them for any that might mention Alliance Technical Services.

Recently I processed a request for emails from one employee to only 15 specifically named

recipients for less than one year and there were approximately 10,000 pages of responsive records. The search and review took over 7 months.

Please attempt to further define/narrow the parameters for your request. Based on your response, I can provide you with an official estimate of processing fees if it seems that they will exceed \$150.00.

3) How do you define contract performance issues?

Respectfully,

Sherry McNaughton

FOIA Officer

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(717) 770-5010

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